

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ANNABELLE GURWITCH, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

SAVE ON SP, LLC, EXPRESS SCRIPTS,
INC., and ACCREDO HEALTH GROUP
INC.,

Defendants.

Case No. 1:25-CV-00006-LJV

**NOTICE OF DEFENDANT SAVE ON SP, LLC'S MOTION TO DISMISS
PLAINTIFF'S AMENDED COMPLAINT**

Moving Party:	Defendant Save On SP, LLC.
Nature of Action:	Violations of ERISA and RICO.
Directed To:	Plaintiff.
Date and Time:	Oral argument, if granted by the Court, will be scheduled.
Supporting Papers:	Memorandum of Law in Support of Defendant Save On SP, LLC's Motion to Dismiss, dated March 14, 2025; Declaration of Andrew R. Dunlap in Support of Defendant Save On SP, LLC's Motion to Dismiss, dated March 14, 2025.
Answering Papers:	Pursuant to Dkt. 27, Plaintiff's opposition is due April 25, 2025. Save On SP, LLC's reply is due May 16, 2025.
Relief Requested:	Dismissal of all claims with prejudice.

Grounds for Relief:

Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6) and the authority set forth in the accompanying memorandum of law.

Oral Argument:

Requested.

Dated: New York, New York
March 14, 2025

Respectfully submitted,

SELENDY GAY PLLC

By: /s/ Andrew R. Dunlap

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